

1 BILL NO. R-85-09-08

2 RESOLUTION NO. R-

113-85

3 A RESOLUTION of the Common Council
4 of the City of Fort Wayne, Indiana
5 setting forth the policy of the City
6 of Fort Wayne, Indiana in regards to
7 the annexation of the Concordia Gardens
8 Annexation Area.

9 WHEREAS, the annexation of territory to the City of
10 Fort Wayne is a legislative function; and

11 WHEREAS, the Common Council of the City of Fort Wayne
12 is called upon in the preparation of the City budget to provide
13 for the furnishing of municipal services to the entire City,
14 including newly annexed areas; and,

15 WHEREAS, the Common Council of the City of Fort Wayne
16 has before it an Ordinance for the annexation of the Concordia
17 Gardens Annexation Area, more specifically described as
18 follows, to-wit:

19 Commencing at the intersection of the east right-of-way
20 line of Red Haw Drive and the west right-of-way line of
21 N. Clinton Street (Leo Road); thence northeast along
22 the west right-of-way line of N. Clinton Street (Leo
23 Road) to a line projected west from the north property
24 line of Concordia Senior College; thence east along
25 said projected line and continuing along north property
26 line of Concordia Senior College and a line projected
27 east to the normal centerline of the St. Joseph River,
28 this line being the present Corporate Limits; thence in
29 a northerly direction following the meanderings of the
30 centerline of the St. Joseph River to its intersection
31 with a projection east of the north line of Concordia
32 Gardens Addition; thence west along said projection and
the north line of Concordia Gardens Addition to the
east right-of-way line of Leo Road; thence southerly
along the east right-of-way line of Leo Road to the
south right-of-way line of Auburn Road; thence north-
westerly along south right-of-way of Auburn Road to
east right-of-way line of Interstate Highway 69; thence
southwesterly along east right-of-way line of Inter-
state Highway 69 to its intersection with the present
Corporate Limits, a point approximately 1937.5 feet
north of the south line of the NE 1/4 Section 13, T 31
N, R 12 E; thence east along said line to the east
right-of-way line of Red Haw Drive; thence south along
east right-of-way line of Red Haw Drive to the inter-
section of the west right-of-way line of N. Clinton
Street (Leo Road) to the point of beginning. An area
of approximately 255 acres more or less.

1 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
2 THE CITY OF FORT WAYNE, INDIANA:

3 SECTION 1. That in the case of the Concordia Gardens
4 Annexation, it is the policy of the City of Fort Wayne to
5 follow the provisions of Section 1.1 of Chapter 2 of the
6 Municipal Code of the City of Fort Wayne, Indiana of 1974, as
7 amended, with regards to the provision of non-capital and
8 capital services to the annexation area.

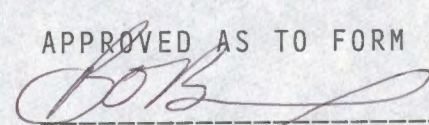
9 SECTION 2. That it is the policy of the City of Fort
10 Wayne to follow the annexation fiscal plan for said described
11 territory, at Exhibit A together with the addendum to the
12 fiscal plan at Exhibit B as prepared by the Division of
13 Community Development and Planning, which is attached hereto
14 and incorporated herein.

15 SECTION 3. That said plan and its addendum sets forth
16 cost estimates of the services to be provided, the methods of
17 financing these services, the plan for the organization and
18 extension of these services, delineates the non-capital
19 improvement services to be provided within one (1) year of
20 annexation, the capital improvement services to be provided
21 within three (3) years of annexation, and the plan for hiring
22 employees of other governmental entities whose jobs will be
23 eliminated by this annexation.

24 SECTION 4. That the Agreement between the City of Fort
25 Wayne and the residents of the Concordia Gardens annexation
26 area as set forth in the plan and addendum is hereby approved
27 and adopted by the Common Council of the City of Fort Wayne,
28 Indiana and shall be implemented upon the date of incorporation
29 of the above described territory into the City of Fort Wayne.

30 
COUNCILMEMBER

31 APPROVED AS TO FORM AND LEGALITY

32 
BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Bradbury, seconded by Henry, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ .M., E.S

DATE: 9-10-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Henry, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 10-8-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. B-113-85

on the 8th day of October, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of October, 1985, at the hour of 11:30 o'clock PM .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of October, 1985, at the hour of 9:00 o'clock A .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR



The City of Fort Wayne

October 16, 1985

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of
October 18 and October 25, 1985, in both the News
Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-85-09-07
Annexation Ordinance No. X-08-85

Please send us 6 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

Admn. Appr. _____

DIGEST SHEET

Q-85-09-08

TITLE OF ORDINANCE Concordia Gardens Annexation Resolution

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Resolution confirms that the City has developed
a definite policy for providing services to the Concordia Gardens Annexation
area. It also clearly links the City's General Annexation Resolution (Section
1.1 of Chapter 2 of the Municipal Code of the City of Fort Wayne of 1974, as
amended) to the Concordia Gardens Annexation.

EFFECT OF PASSAGE The City will be more secure in meeting State
Annexation Law requirements.

EFFECT OF NON-PASSAGE The City will be less secure in meeting State
Annexation Law requirements.

MONEY INVOLVED (Direct Cost, Expenditures, Savings) To be explained
by the Fiscal Plan to be prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.) _____

BILL NO. R-85-09-08

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS
REFERRED AN (ORDINANCE) (RESOLUTION) A RESOLUTION OF THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE, INDIANA SETTING FORTH THE POLICY OF THE
CITY OF FORT WAYNE, INDIANA IN REGARDS TO THE ANNEXATION OF THE
CONCORDIA GARDENS ANNEXATION AREA.

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(RESOLUTION) _____

YES

NO

Janet G. Bradbury JANET G. BRADBURY
CHAIRWOMAN

Thomas C. Henry THOMAS C. HENRY
VICE CHAIRMAN

Samuel J. Talarico SAMUEL J. TALARICO

Paul M. Burns PAUL M. BURNS

Ben A. Eisbart BEN A. EISBART

CONCURRED IN 10-8-85

SANDRA E. KENNEDY
CITY CLERK